

Message Text

UNCLASSIFIED

PAGE 01 ROME 09349 091230Z

46

ACTION L-03

INFO OCT-01 EUR-25 IO-13 ISO-00 DOTE-00 CAB-09 CIAE-00

COME-00 DODE-00 EB-11 INR-10 NSAE-00 RSC-01 FAA-00

OIC-04 AF-10 ARA-16 EA-11 NEA-10 SSO-00 NSCE-00

USIE-00 INRE-00 PM-07 H-03 NSC-10 PA-03 PRS-01 SS-15

DRC-01 /164 W

----- 046243

O R 091315Z SEP 73

FM AMEMBASSY ROME

TO SECSTATE WASHDC IMMEDIATE 0654

INFO AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMCONSUL MONTREAL

USMISSION USUN NEW YORK

UNCLAS ROME 9349

E.O. 11652: N/A

TAGS: ICAO, ETRN

SUBJ: ICAO AIR SECURITY CONFERENCE: SOVIET PROPOSAL

MONTREAL FOR US REP ICAO

PLS PASS TO: LITTELL/CAB; DRISCOL/DOT; STEWART/FAA

1. FOLLOWING IS SECOND REDRAFT OF SOVIET PROPOSAL BASED ON
TEXT SUBMITTED TO SOVIETS BY INFORMAL WESTERN EUROPEAN GROUP.
TEXT TO BE SUBMITTED BY SOVDEL TO SECRETARIAT FOR DISTRIBUTION
ON MONDAY AM SEPT. 10 AS FORMAL REVISED TEXT:

BEGIN TEXT. DRAFT PROTOCOL TO THE HAGUE AND MONTREAL
CONVENTION:

ARTICLE 1.
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PAGE 02 ROME 09349 091230Z

REPLACE ARTICLE 8, PARAGRAPH 2 OF THE CONVENTION AS
FOLLOWS:

(A) EACH CONTRACTING STATE UNDERTAKES, SUBJECT TO THE PROVISIONS OF ITS NATIONAL LAW AND ITS PRACTICE, TO GIVE PREFERENCE TO THE EXTRADITION OF ALLEGED OFFENDERS PRESENT IN THAT STATE, UPON RECEIPT OF A REQUEST TO EXTRADITE, TO THE STATE OF REGISTRATION OF THE AIRCRAFT OR TO ANY OTHER CONTRACTING STATE ENTITLED TO REQUEST EXTRADITION. THIS PROVISION SHALL NOT APPLY WHEN THE ALLEGED OFFENDER IS A NATIONAL OF THE STATE IN THE TERRITORY OF WHICH HE IS PRESENT.

(B) IF A CONTRACTING STATE WHICH MAKES EXTRADITION CONDITIONAL ON THE EXISTENCE OF A TREATY, RECEIVES A REQUEST FOR EXTRADITION FROM ANOTHER CONTRACTING STATE WITH WHICH IT HAS NO EXTRADITION TREATY, THIS CONVENTION SHALL BE THE LEGAL BASIS FOR EXTRADITION IN RESPECT OF THE OFFENCE.

(C) THE PROVISIONS OF SUBPARAGRAPHS (A) AND (B) OF THIS PARAGRAPH SHALL NOT AFFECT OBLIGATIONS OF CONTACTING STATE UNDER ANY EXTRADITION TREATY.END TEXT.

2. COMMENTS FOLLOWING SEPTTEL.

3. EB/OA/AVP PLS PASS ATA AND ALPA (JACK BAVIS).VOLPE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 09 SEP 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973ROME09349
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: ROME
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730946/aaaabibm.tel
Line Count: 86
Locator: TEXT ON-LINE
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: martinjw
Review Comment: n/a
Review Content Flags:
Review Date: 17 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <17-Aug-2001 by reddocgw>; APPROVED <28-Jan-2002 by martinjw>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: ICAO AIR SECURITY CONFERENCE: SOVIET PROPOSAL MONTREAL FOR US REP ICAO
TAGS: ETRN, ICAO
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005